

September 1, 2016

A Regular Meeting of the Board of Fire and Police Commissioners was held on the above date, commencing at 5:35 P.M.

PRESENT:	Commissioners:	Steven M. DeVougas, Chair Kathryn A. Hein Ann Wilson Marisabel Cabrera Fred Crouther Angela McKenzie
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EXCUSED:	Commissioner:	Nelson Soler
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ALSO PRESENT: Mark Rohlfing, Chief, Milwaukee Fire Department; and Edward Flynn, Chief, Milwaukee Police Department.

The Chair reconvened the Board in Regular Session, having previously met in Executive Session from 5:10 p.m. to 5:30 p.m. pursuant to Section 19.85 (1) (c) Wis. Stats. to consider employment, promotion, compensation or performance evaluation data of any public employee over whom the Board has jurisdiction or exercises responsibility, to wit: performance evaluation of candidates for promotion to Assistant Fire Chief, Police Lieutenant, Police Sergeant and Detective.

The meeting was staffed by Executive Director MaryNell Regan. The Chair opened the meeting with Public Comment.

1. PUBLIC COMMENT:

Mr. Jarrett English of the ACLU of Wisconsin was recognized for comment. He spoke about the rights granted by the First Amendment, including freedom of speech and the right to peaceably assemble. He then inquired of the Executive Director when the notary requirement would be removed from the citizen complaint form. The Executive Director requested that Mr. English send her an email.

Mr. Christopher Ahmuty, Executive Director of the ACLU of Wisconsin, referred to his August 30, 2016 letter to the Commissioners about parallel investigations into the officer-involved shooting of Sylville Smith. He rhetorically asked what is the best way to prevent a riot or contain civil unrest? Is it to A) delay the release of information which may harm the Department's reputation and let speculation build, or B) take steps now to let the public know that justice will be done despite Milwaukee's history and the law? He asked the Board which side they are on.

Ms. Cynthia Greenwood, a citizen affiliated with the Coalition for Justice, was recognized for comment. She expressed her disgust at the Board and demanded that the video of the officer-involved shooting of Sylville Smith currently being investigated by the Department of Justice be released by the Milwaukee Police Department. She stated that the family would have no peace until the video was released.

2. CONSENT AGENDA:

The Director presented the following items for approval on the consent agenda. (Detailed information concerning the items can be found under the appropriate regular meeting agenda heading in the minutes.)

- A. ~~Regular Meeting July 28, 2016~~ (removed from agenda)
- B. Appointments: 1. Fire Equipment Mechanic

2. Network Coordinator – Senior (Police Department)
3. Help Desk Specialist II (Police Department)
4. Custodial Worker II (Police Department)
- C. Correspondence regarding Firefighter Contingency Appointments (3 positions)
- D. Correspondence regarding Fire Cadet Contingency Appointments (11 positions)
- E. Correspondence regarding Change to Fire Paramedic Reappointment Date
- F. Correspondence regarding Change to Police Services Specialist-Investigator Appointment Date
- G. Request to Rescind Firefighter Appointments (3 positions)
- H. Request to Rescind Fire Cadet Appointments (7 positions)
- I. Correspondence regarding Termination of Firefighter
- J. Correspondence regarding Suspension of Police Officer
- K. Correspondence regarding Suspension of Office Assistant IV

There being no objections, all of the items were approved for adoption.

3. UNFINISHED BUSINESS:

- a) The following promotion, as presented by Chief Rohlfing, was approved by the Board:

TO ASSISTANT FIRE CHIEF, from Deputy Chief, contingent upon successful completion of a drug screening, effective September 11, 2016:

JOHN SCHWENGEL.

4. NEW BUSINESS:

- a) The Director presented proposed amendments to Fire and Police Commission Rules XIV regarding residency and Rule V concerning classifications. The residency rule is being modified to reflect recent changes in state and local law. The classification rule is being modified to reflect a new requirement that the Board designate which positions are "emergency personnel" and to update the position changes made over the past several years. The Chair directed that the proposed amendments be laid over until the next meeting for adoption.

5. EXAMINATIONS:

- a) The Director presented for approval an examination announcement bulletin for the position of Fire Cadet in the Fire Department. FPC Human Resources Analyst-Senior La'Neka Horton gave a brief presentation outlining the requirements for the position and informed the Board about the selection process. She explained that the Fire Cadet program is designed to prepare youth for a career in fire fighting services. Applications will be accepted from September 2, 2016 until December 2, 2016. The recruit class is scheduled to begin August 14, 2017. Commissioner Crouther moved approval of the bulletin, seconded by Commissioner Hein. The motion carried unanimously.

- b) The Director presented for approval an examination announcement bulletin for the position of Police Aide in the Police Department. FPC Human Resources Representative Toni Vanderboom summarized the requirements for the position and informed the Board that candidates would need to take a written and oral exam, prepare a writing sample and successfully complete a physical agility test and 1 ½ mile run during the selection process. In addition, candidates will have to successfully pass a background investigation, medical examination, psychological evaluation and a drug screen. Applications will be accepted from September 2, 2016 until December 2, 2016. A recruit class is tentatively scheduled for July 17, 2017. Commissioner Hein moved approval of the bulletin, seconded by Commissioner Crouther. The motion carried unanimously.

6. FIRE DEPARTMENT:

a) The Director presented a letter dated August 20, 2016, from Chief Rohlifing, wherein he nominates Heavy Equipment Operator Leonard R. Brandt, Jr. to the exempt position of Vehicle Operations Instructor. Pursuant to the Rules of the Board, final action on this nomination was laid over to permit the nominee to be interviewed.

b) The Director presented a letter dated August 24, 2016, from Chief Rohlifing, wherein he nominates Cody S. Tesch for appointment to the position of Athletic Trainer. Pursuant to the Rules of the Board, final action on this nomination was laid over to permit the nominee to be interviewed.

c) The following appointment, as presented by Chief Rohlifing, was approved by the Board under the Consent Agenda, Item B-1:

TO FIRE EQUIPMENT MECHANIC, a transfer from the Department of Public Works, effective September 11, 2016:

MITCHELL GAWIN.

d) The following communications, as presented by the Director, were approved by the Board under the Consent Agenda, Items C-E and G-I:

A letter dated August 24, 2016, from Chief Rohlifing to the Board, wherein he notifies the Board that the following three (3) contingency appointments to Firefighter, approved at the July 14, 2016 meeting, were utilized for the Firefighter class which began on August 1, 2016:

#695 – JAMIE L. MORGAN; #702 – JONATHAN A. KOSZUTA and #717 – ANDREW R. MATIAS.

A letter dated August 24, 2016, from Chief Rohlifing, wherein he notifies the Board that the following eleven (11) contingency appointments to Fire Cadet, approved at the July 28, 2016 meeting, were utilized for the Fire Cadet class which began on August 15, 2016:

#35 – ALEX E. MAYFIELD, JR.; #38 – RITA A. MUZIA; #39 – NATHANIEL J. WOJCICKI; #40 – ANDREW R. RUPP; #41 – OTIS R. FRAZIER; #44 – CORA R. MARKOWSKI; #45 – JOSEPH T. ZYCH; #48 – LUKE J. ULATOWSKI*; #49 – TAIZHANE L. ANDERSON*; #51 – STEVEN M. KLINKO** and #54 – ZAIRE F. MOUTRY**.

*Note: Start date was August 23, 2016.

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A letter dated August 24, 2016, from Chief Rohlifing, wherein he informs the Board that the reappointment date of Fire Paramedic Micheal Lowery has been changed from August 1, 2016 to August 29, 2016 due to a medical hold.

A letter dated August 24, 2016, from Chief Rohlifing, wherein he requests the Board to rescind the following appointments to Firefighter, because the candidates failed to qualify:

#634 – MARTIN E. WALLNER; #683 – BRANDON T. CALLOW and #689 – LUCAS A. KOTSCHI.

A letter dated August 24, 2016, from Chief Rohlifing, wherein he requests that the following appointments to Firefighter, approved at the July 14, 2016 Regular Meeting, be rescinded because the candidates either withdrew or failed to qualify:

#634 – MARTIN E. WALLNER; #683 – BRANDON T. CALLOW; and #689 – LUCAS A. KOTSCHI.

A letter dated August 24, 2016, from Chief Rohlfing, wherein he requests that the following appointments to Fire Cadet, approved at the July 28, 2016 Regular Meeting, be rescinded because the candidates either withdrew or failed to qualify:

#1 – OLIVIA C. XAYSOMBATH; #3 – GAVIN R. HALLER; #10 – ARRIANA R. SCALISH; #15 – COURTNEY A. OWENS; #19 – DAISY E. BARRALES; #23 – KENDALL M. HAYES and #27 – DAVEN V. VILLOTH.

A letter dated July 27, 2016, from Chief Rohlfing, wherein he notifies the Board that Firefighter Joshua F. Larson has been discharged for violating department rules and Core Values, effective July 26, 2016.

e) The Director presented a letter dated August 23, 2016, from Chief Rohlfing, wherein he requests an exception to FPC Rule XIII, Section 1 in the reappointment request of former Fire Equipment Mechanic Juan M. Roman, to be effective September 12, 2016, contingent upon successful completion of medical and drug screens. Mr. Roman was appointed on December 13, 2010 and resigned on August 3, 2013. FPC Rule XIII, Section 1 does not allow reappointment if the former employee has been gone for more than six months. The Chair held the matter over pending a change to Rule XIII, Section 1.

7. POLICE DEPARTMENT:

a) The following promotions, as presented by Chief Flynn, were approved by the Board:

TO POLICE LIEUTENANT, on a waiver basis, from eligible list established July 16, 2015, contingent upon successful completion of a drug screening, effective September 25, 2016:

#18 – SANDRA M. BAIER.

TO POLICE SERGEANT, on a waiver basis, from eligible list established May 5, 2016, contingent upon successful completion of a drug screening, effective September 25, 2016:

#6 – STEVEN M. STELTER.

TO DETECTIVE, on a waiver basis, from eligible list established December 17, 2015, contingent upon successful completion of a drug screening, effective September 25, 2016:

#19 – MICHAEL G. MARTIN.

b) The Director presented a letter dated August 2, 2016, from Chief Flynn, wherein he nominates for appointment Jill M. Price to the position of Emergency Communications Manager, to be effective September 25, 2016. Pursuant to the Rules of the Board, final action on this nomination was laid over to permit the nominee to be interviewed.

c) The following appointments, as presented by Chief Flynn, were approved by the Board under the Consent Agenda, Items B-2 thru 4:

TO NETWORK COORDINATOR-SENIOR, from Department of Employee Relations (DER) eligible list dated February 18, 2016, contingent upon successful completion of a medical examination and drug screen, effective September 12, 2016:

#1 – PETER J. KENDL.

TO HELP DESK SPECIALIST II, from eligible list dated October 1, 2015, contingent upon successful completion of a medical examination and drug screen, effective September 12, 2016:

#16 – CLARENCE L. PIERCE.

TO CUSTODIAL WORKER II, from the DER eligible list, contingent upon successful completion of a medical examination and drug screen, effective September 12, 2016:

EDMOND B. WILLIAMS.

d) The following communications, as presented by the Director, were approved by the Board under the Consent Agenda, Items F and J-K:

A letter dated July 28, 2016, from Chief Flynn, informing the Board that the appointment date of Police Services Specialist Investigator Michael J. Kurowski, previously approved at the July 28, 2016 Regular Meeting, has been changed to August 29, 2016.

A letter dated August 3, 2016, from Chief Flynn, wherein he notifies the Board that Police Officer Phillip J. Ferguson has been suspended for thirty (30) days for violating department Core Values, under Personnel Order No. 2016-107.

A letter dated July 26, 2016, from Chief Flynn, wherein he notifies the Board that Office Assistant IV Carrie M. Wenner has been suspended for fifteen (15) days for violating department Core Values, under Personnel Order No. 2016-100.

8. ADJOURNMENT:

Commissioner Crouther moved to adjourn the meeting, seconded by Commissioner Hein. The motion carried unanimously.

The meeting concluded at 5:53 P.M.

Respectfully submitted,



MaryNell Regan
Executive Director

MNR:JCS:js